



**MINUTES OF SPECIAL JOINT MEETING OF THE
CITY COUNCIL/REDEVELOPMENT AGENCY
OF THE CITY OF HAYWARD**
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, January 18, 2005, 8:00 p.m.

MEETING

The Special Joint City Council/Redevelopment Agency Meeting was called to order by Mayor/Chair Cooper at 8:00 p.m., followed by the Pledge of Allegiance led by Council/RA Member Jimenez.

ROLL CALL

Present: COUNCIL/RA MEMBERS Jimenez, Quirk, Halliday, Ward, Dowling, Henson
MAYOR/CHAIR Cooper
Absent: COUNCIL/RA MEMBERS None

PUBLIC COMMENTS

Jason Moreno asked about a curb designation and the Hayward Traffic Code.

Robert Lopez commented that there is a marijuana club at 22138 Mission Boulevard and commented against its legality.

Barbara Heringer-Swarr announced that Chabot College is offering films on Thursday in Room 916. She also announced KPFA.org activities. Lastly, she mentioned anti-recruitment activities.

Francisco Abrantes commented on his experience with the Public Works Department.

CONSENT

1. Approval of Minutes of the Special Joint City Council/Redevelopment Agency Meeting of January 11, 2005

It was moved by Council/RA Member Jimenez, seconded by Council/RA Member Dowling, and carried, with Council/RA Member Ward absent, to approve the minutes of the Special Joint City Council/Redevelopment Agency Meeting of January 11, 2005.

LEGISLATIVE BUSINESS

2. Adoption Consideration of Renaming Fire Station No. 1 (Council Member Henson), and Possible Amendment to Guidelines for Naming Municipal Property (Mayor Cooper)

Staff report submitted by City Manager Armas, dated January 18, 2005, was filed.

Mayor Cooper stated that she had asked that this item be continued in order for staff to provide the guidelines as passed in 1996. She read from Resolution 96-24. She felt that the resolution needed amending and that it should be done prior to the naming of a municipal building. In response to her question, Council Member Jimenez indicated that he would participate in the deliberation. Mayor Cooper recommended amending the current guidelines for naming municipal property. She recommended amending Section 4 of the resolution by adding, "This shall not apply when the City purchases a building after it has been named." She noted that the City purchased the Boys and Girls Club after it had been named after Council Member Jimenez. She stated that there was no intention to change the name of that facility.

Council Member Quirk moved the amendment to add the sentence as stated.

Mayor Cooper continued with her recommendation to amend the resolution by adding a Section 5 that stated, "No member of the City Council, appointee to a City board or commission, or an employee of the City shall be eligible to have a building, facility, or public area named after them while serving their elected or appointed term or while employed by the City." She asked for a second on this motion.

Council Member Quirk noted that he only moved her first recommendation.

Mayor Cooper asked for a second and Council Member Dowling seconded.

Council Member Henson asked if voting on this amendment would impact his initiative to rename Fire Station No. 1. He reiterated what he had stated at the previous meeting. He commended Council Member Jimenez for his service as Fire Chief for over 25 years and serving as the International Fire Chief of the World. He expressed the extraordinary and dedicated public service in the Fire Department and in his efforts to require sprinkling systems in residences and commercial buildings. He understood the policy and he emphasized that this is an exceptional case in honoring Council Member Jimenez and most likely this would not occur again.

Mayor Cooper felt that this was unseemly and not appropriate at this time. She stated that she respected Council Member Jimenez and did not want to disparage Council Member Jimenez in any way.

Council Member Quirk appreciated the Mayor's amendment to Section 4 of City Council Resolution No. 96-24, but suggested that the naming issue be considered prior to considering any amendments. He felt strongly that the Council should make an exception to the resolution in the naming of this building and spoke highly of Council Member Jimenez, noting his 25 years as the Fire Chief and stating that he is a historic figure. He did not think that in the future this would occur again and that in this instance the naming would be in honor of Matt Jimenez as Fire Chief and not as City Council Member.

Mayor Cooper opened the public hearing at 8:25 p.m.

Freddy Davis, President of the NAACP, commented on Council Member Jimenez's 53 years of community service that has benefited the City and on his care for this community.

Frank Goulart spoke in favor of naming the fire station in honor of Council Member Jimenez. He agreed that this is a unique situation. He believed that at some point in the future, Council Member



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Jimenez's name will be on a building.

Merrill Brown, a long-time resident, stated that he was speaking on behalf of some folks and spoke in support of naming the fire station in honor of Council Member Jimenez's past as the Fire Chief and his long term experience.

Marlin Foxworthy spoke favorably in naming the fire station in honor of Council Member Jimenez and shared his experience in naming schools. He urged that buildings be named after living human beings and commended Mr. Jimenez for his ethics and consistency.

Robert Lopez commented favorably and honorably on Council Member Jimenez's reputation and reported that as a youth, he played at the old Boys Club on Soto Road that was named after him.

Al Reynolds spoke in support of the renaming and this is once in a lifetime opportunity.

Ed Bullock agreed with adding the amendment to the guidelines, but stated that the guidelines already provide for naming a building in honor of an exceptional and extraordinary individual. He felt that this is a slap in the face to change the rules. He commented on his placing John Sandoval's name on the Casa Sandoval project while Mr. Sandoval was alive.

Barbara Heringer-Swarr spoke in favor of honoring Council Member Jimenez. She noted that it is important to show honor and respect to those who have performed valuable contributions to our community. She also commented on the homes of former Police Chiefs Riggs and Silva that should have been preserved.

Mayor Cooper closed the public hearing at 8:51 p.m.

Mayor Cooper recommended amending the current guidelines for naming municipal property. She recommended amending Section 4 of the resolution by adding, "This shall not apply when the City purchases a building after it has been named." She also recommended "No member of the City Council, Mayor, or appointee to a City board or commission, or an employee of the City shall be eligible to have a building, facility, or public area named after them while serving their elected or appointed term or while employed by the City."

Council Member Dowling emphasized that this is a difficult issue for several on the Council as they are not against honoring Council Member Jimenez. He thought that if Council Member Jimenez was off the Council or retired, it would be done immediately. He recognized that other jurisdictions are naming facilities while the person is yet alive as the San Jose Airport now renamed in honor of Norman Mineta, Transportation Specialist, and a school named after Delaine Eastin. He did not think that this was a good policy. He felt that naming a building after the individual is deceased is a decision that can be made objectively. He stated the he would agree to honor Council Member Jimenez in his retirement, but did not feel that this Council should honor one of its own.

Council Member Henson spoke to the motion. He agreed that the additional language was fair, but felt that the 1996 resolution included language that allowed naming a facility in honor of someone who is alive. He had no intent to be divisive on this issue. He felt that this was positive in honoring someone for his longevity of service toward this community. He agreed with examples that were cited. He emphasized the excellent service of Council Member Jimenez as a firefighter and determine on that basis whether he should be honored.

Council Member Quirk asked a procedural question related to the number of options and motions on the floor.

Council Member Halliday appreciated the contributions of Council Member Jimenez and his rich history in Hayward. She did not believe that this should be done as long as he is an active member of Council and may consider running again. She was concerned for the public image of this Council that should be devoted to the public business and not to honor one another. She commented on the ethical question at stake.

There was discussion on the original motion and all motions on the floor were withdrawn.

Mayor Cooper recommended the motion to amend the municipal guidelines, seconded by Council Member Dowling. She recommended amending Section 4 of the resolution by adding, "This shall not apply when the City purchases a building after it has been named." She also recommended "No member of the City Council, Mayor, or appointee to a City board or commission, or an employee of the City shall be eligible to have a building, facility, or public area named after them while serving their elected or appointed term or while employed by the City."

Council Member Henson asked a point of question. It was noted that if this substitute motion passes, he could move his motion to name the fire station in honor of Council Member Jimenez.

It was moved by Mayor Cooper, seconded by Council Member Dowling, and failed by the following roll call vote to amend Resolution 96-24, guidelines for naming municipal buildings:

AYES:	Council Members Halliday, Dowling, MAYOR Cooper
NOES:	Council Member Jimenez, Quirk, Henson
ABSENT:	Council Member Ward
ABSTAINED:	None

It was moved by Council Member Henson, seconded by Council Member Quirk, and failed by the following roll call vote to rename Fire Station No. 1 in honor of Council Member Jimenez:



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AYES: Council Members Jimenez, Quirk, Henson
NOES: Council Member Halliday, Dowling,
MAYOR Cooper
ABSENT: Council Member Ward
ABSTAINED: None

COUNCIL REPORTS

There were no Council items.

ADJOURNMENT

Mayor Cooper adjourned the meeting at 9:12 p.m.

APPROVED:

Roberta Cooper, Mayor, City of Hayward
Chair, Redevelopment Agency

ATTEST:

Angelina Reyes, City Clerk, City of Hayward
Secretary, Redevelopment Agency